

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

MILBANK 1551 NICHOLAS, LLC, and
MILBANK 272 SHERMAN, LLC,

Plaintiffs,

-against-

1551 ST. NICHOLAS, LLC, 272 SHERMAN, LLC,
and FIRST AMERICAN TITLE INSURANCE
COMPANY OF NEW YORK, as Escrow Agent,

Defendants.

Docket No. 07 CIV 9834
Judge Koeltl

AFFIDAVIT OF SERVICE

STATE OF NEW YORK
COUNTY OF NEW YORK ss:

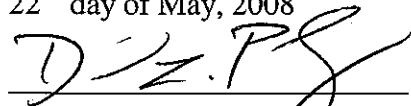
Delano Birch, being duly sworn says: I am not a party to the action, am over 18 years of age and am employed at Stempel Bennett Claman & Hochberg, P.C., 675 Third Avenue, NY, NY 10017.

On May 22, 2008, I served a true copy of the annexed **Amended Answer and Counterclaims**, by personally delivering same to the law firm at the address indicated below:

Brown Rudnick
Attorneys for Plaintiffs
Seven Times Square
New York, New York 10036


Delano Birch

Sworn to before me this
22nd day of May, 2008



Notary Public
DAVID L. BALDY
Notary Public, State of New York
No. 02PA6060005
Qualified in New York County
Commission Expires June 11, 2011